

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

DAVID GORDON CANTRELL

Plaintiff,

v.

WASHINGTON STATE *et al.*,

Defendants

Case No. C07-5571BHS

ORDER DENYING PLAINTIFF'S  
MOTION FOR AN EXTENSION OF  
TIME AND DIRECTING PLAINTIFF  
TO SHOW CAUSE

This action, brought pursuant to 42 U.S.C. 1983, has been referred to the undersigned Magistrate Judge pursuant to Title 28 U.S.C. § 636(b)(1)(B). Mr. Cantrell has filed a number of frivolous actions in the past. He has also filed actions and then failed to cure defects in his filings. Mr. Cantrell's failure to cure defects in his filings results in his actions being dismissed without prejudice for failure to prosecute. A partial list of Mr. Cantrell's prior actions includes:

1. 93-CV-1680CRD, Dismissed pursuant to 28 U.S.C. 1915.
2. 93-CV-1835WLD, Dismissed as frivolous.
3. 93-CV-5424TSZ, Dismissed without prejudice for failure to prosecute.
4. 94-CV-0135BJR, Dismissed as frivolous.



1 dismissed as frivolous with the dismissal counting as a strike pursuant to 28 U.S.C. 1915 (g). Mr.  
2 Cantrell has until **January 11, 2008**, to file a response to this order. Failure to file an adequate  
3 response, will result in a Report and Recommendation that this action be dismissed with prejudice as  
4 frivolous. This dismissal would count as a strike pursuant to 28 U.S.C. 1915 (g).

5 The clerk's office is directed to send Mr. Cantrell a copy of this order and note the **January**  
6 **11, 2008**, deadline on the courts calendar.

7  
8 DATED this 4 day of December, 2007.

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10 /S/ J. Kelley Arnold  
11 J. Kelley Arnold  
12 United States Magistrate Judge  
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